

August 21, 2019

MuckRock News
DEPT MR 76981
411A Highland Ave
Somerville, MA 02144-2516

Re: Right to Know

Dear Mr. Coady:

This letter first acknowledges your request for certain documents dated August 9, 2019.

Upon the receipt of the request, an extension was issued under the provisions of the Pennsylvania Right to Know Law. I have reviewed your request and the form/organization of information in which you have requested the data and, in turn, thoroughly searched the Authority's databases for the information. Below please find EMTA's response to the records request:

1. Denied. The request is vague as it pertains to purchase of fleet vehicles as all fleet vehicles are ADA accessible and none are segregated specifically for disability customers.
2. Denied. The request is vague as it pertains to vehicles as all vehicles are ADA accessible. Further, your request does not request a document but asks a question. Notwithstanding the same, there are ____ vehicles in the EMTA fleet.
3. Denied. Your Right to Know request asks a question and not request a formal document. Moreover, the request for trip requests would be denied as containing identifiable health information of EMTA passengers.
4. See above.
5. Denied. The request is vague as all drivers must accommodate ADA trips, including fixed route drivers. Moreover, your request does not request a document but asks a question. Notwithstanding the same, there are ____ persons employed as revenue service operators at EMTA.

6. Denied. Your request does not seek a document but seeks information and asks a question.
7. Denied. Your request seeks that EMTA create a document which is not required pursuant to the Right to Know Law. Further, certain complaints seek protected health care information which is protected under the Pennsylvania Right to Know Law.

In this case, you have requested information and not documents. Your request does not comply with the mandates of the Pennsylvania Right to Know Law concerning the creation of records. EMTA cannot comply with your request based upon the nature of the question you posed to the organization instead of requesting a public document.

The RTK Officer made the determination contained in this letter as the Right-To-Know Officer of the Authority and has been designated as such with the authority to issue this response/denial by the Board of Directors. The Open Records Officer's full contact information is as follows:

Danielle Duran, Right to Know Officer
127 E. 14th Street
Erie, PA 16503

The date of this response is: August 21, 2019

You have the right to appeal this response/denial under the terms of Section 1101 of the Right-To-Know Law within 15 business days of the mailing date of this letter. The appeal shall state the grounds upon which you assert that the record is a public record and shall address the grounds stated for denying the request.

The Appeals Officer designated by the Commonwealth of Pennsylvania, Office of Open Records pursuant to Section 503(a) (2) of the Right- To-Know Law is:

Commonwealth of Pennsylvania
Office of Open Records
Commonwealth Keystone Building
400 North Street, 4th Floor
Harrisburg, PA 17120-0225

With this letter I consider that a full response has been made to your request listed above.

Sincerely,


Danielle Duran
RIGHT TO KNOW OFFICER